

House File 260

H-1011

1 Amend House File 260 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 535.11, subsection 4, Code 2019, is
4 amended to read as follows:

5 4. With respect to an open account, the creditor may impose
6 a finance charge not exceeding that permitted by section
7 537.2202, subsection 2, or section 537.2402, subsection 1.

8 Sec. _____. Section 536.13, subsection 5, Code 2019, is
9 amended to read as follows:

10 5. A licensee under this chapter may lend any sum of money
11 not exceeding the threshold amount as defined in section
12 537.1301 in amount and may charge, contract for, and receive
13 on the loan interest or charges at a rate not exceeding the
14 maximum rate of interest or charges determined and fixed by
15 the superintendent under authority of this section or pursuant
16 to subsection 7 for those amounts in excess of ten thousand
17 dollars. With respect to an open account, a licensee under
18 this chapter may charge, contract for, and receive on the loan
19 interest or charges at a rate permitted by section 537.2402,
20 subsection 1.>

21 2. Page 1, after line 11 by inserting:

22 <Sec. _____. Section 536.13, subsection 7, paragraph d, Code
23 2019, is amended to read as follows:

24 d. Except as provided in this subsection, the provisions
25 of the Iowa consumer credit code, chapter 537, apply to loans
26 regulated by this chapter and supersede conflicting provisions
27 of this chapter. ~~Section 537.2402, subsection 1, does not~~
28 ~~apply to loans regulated by this chapter.~~

29 Sec. _____. Section 536A.23, subsection 1, Code 2019, is
30 amended by adding the following new paragraph:

31 NEW PARAGRAPH. f. Paragraphs "a" and "b" of this subsection
32 do not apply to licensees under this chapter who are permitted
33 to make supervised loans as defined in section 537.1301.

34 Sec. _____. Section 537.1301, subsection 46, unnumbered
35 paragraph 1, Code 2019, is amended to read as follows:

1 ¹*Supervised loan* means a consumer loan, including a loan
2 made pursuant to open-end credit, in which the rate of the
3 finance charge, calculated according to the actuarial method,
4 exceeds the rate of finance charge permitted in [chapter 535](#) or
5 pursuant to which a person is licensed.>
6 3. By renumbering as necessary.

MOHR of Scott